IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

NISUS CORPORATION,)	
DI : 4:00)	
Plaintiff,)	
)	Civil Action No. 3:08-cv-62
v.)	
)	
CONTROL SOLUTIONS, INC.,)	
)	
Defendant.)	

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

THIS MATTER having been amicably settled by and between the parties, it is hereby stipulated and agreed that the same be and it is hereby dismissed without prejudice and without costs against either party.

Dated this 23rd day of October, 2009.

Respectfully submitted,
NISUS CORPORATION

By: s/Geoffrey D. Kressin

Geoffrey D. Kressin - BPR No. 658 Andrew S. Neely - BPR No. 6414 Robert O. Fox - BPR No. 15185 LUEDEKA, NEELY & GRAHAM, P.C. 1871 Riverview Tower P.O. Box 1871 Knoxville, Tennessee 37901-1871

Phone: (865) 546-4305 Facsimile: (865) 523-4478

Attorneys for Plaintiff